

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:	:	Bankruptcy No. 24-12403-AMC
Andrea Lange,	:	Chapter 13
<i>Debtor.</i>	:	
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Citigroup Mortgage Loan Trust 2022-RP3	:	
<i>Movant,</i>	:	
vs.	:	
Andrea Lange,	:	
<i>Debtors/Respondents,</i>	:	
and	:	
Kenneth E. West, Esquire,	:	
<i>Trustee/Respondent.</i>	:	

MOTION FOR RELIEF FROM AUTOMATIC STAY
UNDER 11 U.S.C. § 362

Movant, by its Attorneys, Hladik, Onorato & Federman, LLP, hereby requests a termination of the Automatic Stay and leave to proceed with its state court rights provided under the terms of the Mortgage.

1. Movant is Citigroup Mortgage Loan Trust 2022-RP3 (“Movant”).
2. Debtor, Andrea Lange (“Debtor”) is the owner of the premises located at 6320 Brous Avenue, Philadelphia, PA 19149 (the “Property”).
3. Kenneth E. West, Esquire is the Trustee appointed by the Court.
4. Debtor filed a Petition for Relief under Chapter 13 of the Bankruptcy Code on July 12, 2024.
5. Movant is the holder of a mortgage lien on the Property in the original principal amount of \$126,350.00, which was recorded on August 07, 2018 (the “Mortgage”), and was executed by Debtor, Andrea Lange (“Debtor”). A true and correct copy of the Mortgage is attached to Movant’s Proof of Claim #5 filed on the Claims Register.
6. The Mortgage was assigned to Movant by way of a written assignment of mortgage, recorded on August 15, 2022. A true and correct copy of the Assignment of Mortgage is attached to Movant’s Proof of Claim #5 filed on the Claims Register.

7. As of April 01, 2025, Movant has not received the following monthly post-petition Mortgage payments:

01/01/2025 – 04/01/2025 at \$791.02 each.....	\$3,164.08
Attorney's Fees/Costs.....	\$1,549.00
Total post-petition arrearage.....	\$4,713.08

8. The entity that has the right to foreclose is Citigroup Mortgage Loan Trust 2022-RP3 by virtue of being owner and holder of note.

9. Movant has cause to have the Automatic Stay terminated, to permit Movant to complete foreclosure on its Mortgage.

10. This Motion and the averments contained herein do not constitute a waiver by the Movant of its right to seek reimbursement of any amounts not included in this Motion, including fees and costs, due under the terms of the Mortgage and applicable law.

11. Pursuant to 11 U.S.C. § 362, the Automatic Stay of the Bankruptcy Code should be terminated as to Movant because:

- a. Movant lacks adequate protection of its security interest under 11 U.S.C. § 362(d)(1); and
- b. Debtor has no equity in the mortgaged property and the property is not necessary for an effective reorganization. 11 U.S.C. § 362(d)(2).

WHEREFORE, Movant respectfully requests that this Court enter an Order:

- a. Modifying the Automatic Stay under 11 U.S.C. § 362 of the Bankruptcy Code with respect to the Property as to permit Movant to foreclose on its Mortgage and allow Movant or any other purchaser at Sheriff's Sale to take legal or consensual action for enforcement of its right to possession of, or title to; and
- b. Granting any other relief that this Court deems equitable and just.

Respectfully submitted,

Date: 04/09/2025

/s/Danielle Boyle-Ebersole
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